

2004 Current Fiscal Year Report: Technology and Privacy Advisory Committee

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1. Department or Agency

Department of Defense

2. Fiscal Year

2004

3. Committee or Subcommittee

Technology and Privacy Advisory Committee

3b. GSA Committee No.

16569

4. Is this New During Fiscal Year?

No

5. Current Charter

03/25/2003

6. Expected Renewal Date

03/25/2005

7. Expected Term Date

05/27/2004

8a. Was Terminated During Fiscal Year?

Yes

8b. Specific Termination Authority

Technology and Privacy Advisory Committee Charter

8c. Actual Term Date

06/27/2004

9. Agency Recommendation for Next Fiscal Year

Terminate

10a. Legislation Req to Terminate?

No

10b. Legislation Pending?

11. Establishment Authority Agency Authority

12. Specific Establishment Authority

Technology and Privacy Advisory Committee Charter

13. Effective Date

03/25/2003

14. Committee Type

Ad hoc

14c. Presidential?

No

15. Description of Committee Non Scientific Program Advisory Board

16a. Total Number of Reports

1

16b. Report Date

05/27/2004

Report Title

Safeguarding Privacy in the Fight Against Terrorism

Number of Committee Reports Listed: 1

17a. Open 1 17b. Closed 0 17c. Partially Closed 0 Other Activities 0 17d. Total 1

Meetings and Dates

Purpose

Presentations from members of Congress, current and former members of state government and Federal Agencies, DoD officials, and other experts on national security and privacy issues.

Start

End

11/20/2003 - 11/21/2003

Number of Committee Meetings Listed: 1

Current FY Next FY

18a(1). Personnel Pmts to Non-Federal Members

\$0.00 \$0.00

18a(2). Personnel Pmts to Federal Members

\$0.00 \$0.00

18a(3). Personnel Pmts to Federal Staff

\$68,000.00 \$0.00

18a(4). Personnel Pmts to Non-Member Consultants

\$0.00 \$0.00

18b(1). Travel and Per Diem to Non-Federal Members

\$7,377.00 \$0.00

18b(2). Travel and Per Diem to Federal Members	\$0.00	\$0.00
18b(3). Travel and Per Diem to Federal Staff	\$2,552.00	\$0.00
18b(4). Travel and Per Diem to Non-member Consultants	\$1,961.00	\$0.00
18c. Other(rents,user charges, graphics, printing, mail, etc.)	\$121,188.00	\$0.00
18d. Total	\$201,078.00	\$0.00
19. Federal Staff Support Years (FTE)	0.50	0.00

20a. How does the Committee accomplish its purpose?

This Committee will advise the Secretary of Defense concerning the legal and policy considerations implicated by the application of data correlation/data mining technology to counter-terrorism and counter-intelligence missions. The Committee's primary duty will be to prepare a report to advise the Secretary of Defense concerning the use of advanced information technologies to help identify terrorists before they act.

20b. How does the Committee balance its membership?

Membership consists of 8 renowned professionals who, collectively, have had extensive experience in the public and private sectors dealing with the sensitive relationship between technology and privacy in American society.

20c. How frequent and relevant are the Committee Meetings?

There were a total of five meetings of the full committee, four in Fiscal Year 2003, and one in Fiscal Year 2004, as well as numerous briefings, site tours, and teleconferences. The Committee, which is an independent advisory group, heard from members of Congress, privacy advocates, national security experts, the business community, representatives from the Defense Department and other Federal Agencies and state governments, DARPA Researchers, information technology specialists, and other officials well-versed in the issues of privacy and national security.

20d. Why can't the advice or information this committee provides be obtained elsewhere?

It gives the Secretary of Defense access to a group of preeminent professionals in the field of first amendment law. No other forum or committee is exploring these issues at the Department of Defense.

20e. Why is it necessary to close and/or partially closed committee meetings?

It has been necessary to partially close some meetings due to issues of national security.

21. Remarks

The Committee presented its final report to the Secretary of Defense May 27, 2004, and

was terminated June 27, 2004.

Designated Federal Officer

Lisa A. Davis Executive Director

Committee Members	Start	End	Occupation	Member Designation
Abrams, Floyd	06/18/2003	06/17/2004	Partner, Cahill, Gordon & Reindek	Special Government Employee (SGE) Member
Baird, Zoe	06/17/2003	06/17/2004	President, Markle Foundation	Special Government Employee (SGE) Member
Bell, Griffin	06/17/2003	06/17/2004	Senior Partner, King and Spaulding	Special Government Employee (SGE) Member
Casper, Gerhard	06/17/2003	06/17/2004	President Emeritus, Stanford University	Special Government Employee (SGE) Member
Coleman, William	06/17/2003	06/17/2004	Senior Counselor, O'Melveny & Myers	Special Government Employee (SGE) Member
Cutler, Lloyd	06/17/2003	06/17/2004	Senior Counsel, Wilmer, Cutler & Pickering	Special Government Employee (SGE) Member
Marsh, John	06/17/2003	06/17/2004	Distinguished Professor of Law, George Mason University	Special Government Employee (SGE) Member
Minow, Newton	06/17/2003	06/17/2004	Senior Counsel, Sidley, Austin, Brown and Wood	Special Government Employee (SGE) Member

Number of Committee Members Listed: 8

Narrative Description

The Technology and Privacy Advisory Committee will advise the Secretary of Defense concerning the legal and policy considerations implicated by: a) the application of pattern queries/data correlation technology to counter-terrorism and counter-intelligence missions, and, b) other DoD activities related to the war on terrorism.

What are the most significant program outcomes associated with this committee?

Checked if Applies

Improvements to health or safety	<input checked="" type="checkbox"/>
Trust in government	<input checked="" type="checkbox"/>
Major policy changes	<input checked="" type="checkbox"/>
Advance in scientific research	<input checked="" type="checkbox"/>
Effective grant making	<input type="checkbox"/>
Improved service delivery	<input type="checkbox"/>
Increased customer satisfaction	<input type="checkbox"/>
Implementation of laws or regulatory requirements	<input checked="" type="checkbox"/>
Other	<input type="checkbox"/>

Outcome Comments

NA

What are the cost savings associated with this committee?

Checked if Applies

None	<input type="checkbox"/>
Unable to Determine	<input checked="" type="checkbox"/>
Under \$100,000	<input type="checkbox"/>
\$100,000 - \$500,000	<input type="checkbox"/>
\$500,001 - \$1,000,000	<input type="checkbox"/>
\$1,000,001 - \$5,000,000	<input type="checkbox"/>
\$5,000,001 - \$10,000,000	<input type="checkbox"/>
Over \$10,000,000	<input type="checkbox"/>
Cost Savings Other	<input type="checkbox"/>

Cost Savings Comments

NA

What is the approximate Number of recommendations produced by this committee for the life of the committee?

12

Number of Recommendations Comments

NA

What is the approximate Percentage of these recommendations that have been or will be Fully implemented by the agency?

0%

% of Recommendations Fully Implemented Comments

Unknown at this time

What is the approximate Percentage of these recommendations that have been or will be Partially implemented by the agency?

0%

% of Recommendations Partially Implemented Comments

Unknown at this time

Does the agency provide the committee with feedback regarding actions taken to implement recommendations or advice offered?

Yes ☒ No ☐ Not Applicable ☐

Agency Feedback Comments

Through the DFO, and/or other appropriate means.

What other actions has the agency taken as a result of the committee's advice or recommendation?

Checked if Applies

Reorganized Priorities	<input type="checkbox"/>
Reallocated resources	<input type="checkbox"/>
Issued new regulation	<input type="checkbox"/>
Proposed legislation	<input type="checkbox"/>
Approved grants or other payments	<input type="checkbox"/>
Other	<input checked="" type="checkbox"/>

Action Comments

Unknown at this time

Is the Committee engaged in the review of applications for grants?

No

Grant Review Comments

NA

How is access provided to the information for the Committee's documentation?

Checked if Applies

Contact DFO	<input checked="" type="checkbox"/>
Online Agency Web Site	<input checked="" type="checkbox"/>
Online Committee Web Site	<input checked="" type="checkbox"/>
Online GSA FACA Web Site	<input checked="" type="checkbox"/>
Publications	<input checked="" type="checkbox"/>
Other	<input type="checkbox"/>

Access Comments

NA